UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Alexandria Division

JULIA DESOGUGUA, Individually, and on behalf of others similarly situated,	C.A. No. 1:11-cv-00188-LO-JFA
Plaintiff,))
v. WELLS FARGO BANK, N.A., d/b/a WELLS FARGO HOME MORTGAGE, Defendants.	ORAL ARGUMENT REQUESTED ORAL ARGUMENT REQUESTED ORAL ARGUMENT REQUESTED

DEFENDANT WELLS FARGO BANK, N.A.'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED CLASS COMPLAINT

Defendant Wells Fargo Bank, N.A. ("Wells Fargo") will and hereby does move this Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, to dismiss Plaintiff's First Amended Class Complaint ("Amended Complaint") in its entirety with prejudice.

In support of this Motion to Dismiss ("Motion"), Wells Fargo submits the accompanying Memorandum of Law, along with the Declaration of Jennifer J. Nagle and accompanying exhibits.

Wells Fargo requests oral argument on this Motion and files a Notice of Hearing contemporaneously herewith. Wells Fargo certifies, pursuant to Local Civil Rule 7(E), that on June 6, 2011, its counsel conferred with counsel for Plaintiff by telephone in an effort to narrow the issues presented by this Motion.

WHEREFORE, Wells Fargo respectfully requests that this Court grant its Motion and enter an order dismissing Plaintiff's Amended Complaint in its entirety with prejudice.

Respectfully submitted,

WELLS FARGO BANK, N.A., d/b/a WELLS FARGO HOME MORTGAGE

By its attorneys,

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June 6, 2011

Attorneys for Defendant Wells Fargo Bank, N.A.

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of June, 2011, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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And I will mail copies of the foregoing by first class mail to the following:

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